

Form and Correctness Approved: *BAP*

Contents Approved:

By: _____
Office of the City AttorneyBy: _____
DEPT. Public Works

NORFOLK, VIRGINIA

Ordinance No. 48652

AN ORDINANCE GRANTING CATHERINE KILDUFF AND DAVID KILDUFF PERMISSION TO ENCROACH INTO THE RIGHT-OF-WAY AT 537 PEMBROKE AVENUE WITH AN ELECTRICAL VEHICLE CHARGING RECEPTACLE.

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BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That permission is hereby granted to Catherine Kilduff and David Kilduff (the "Kilduffs") to encroach into the right-of-way at 537 Pembroke Avenue with an electrical vehicle charging receptacle, as shown on Exhibit A attached hereto. Such permission being further subject to the following conditions:

- (1) That this permission is expressly subject to the right of revocation by the Council and that in the event of such revocation, the Kilduffs, or their successors and assigns, shall immediately remove the encroaching structure.
- (2) That upon the removal of the encroaching structure or any part thereof, the authority hereby granted shall cease and terminate.
- (3) That the Kilduffs, or their successors and assigns, at their own cost and expense, shall take out and keep in full force and effect during the term of the encroachment general liability insurance with a company authorized to do business in the Commonwealth of Virginia, insuring and naming the City of Norfolk ("City") as an additional insured in the amount of at least \$500,000.00 each occurrence and \$1,000,000.00 general aggregate against liability from claims, actions and suits that may be asserted or brought against the City and/or the

Kilduffs, and their successors and assigns, for any injury to, or death of any person or persons, or for any damage to, or destruction of property resulting from the installation, maintenance, or existence of said encroaching structure, with evidence of such insurance being provided to the City.

- (4) That the City shall not be responsible for any damage to the encroaching structure, including replacement and reinstallation costs, resulting from the City's operation, maintenance, repair, or replacement of any utilities located in the right-of-way at the property address of 537 Pembroke Avenue.

Section 2:- That the failure of the Kilduffs, or their successors and assigns, to fully comply with all requirements and conditions set forth herein shall act as an automatic revocation of the permission granted hereby.

Section 3:- That the use of the said encroaching structures shall be deemed an acceptance by the Kilduffs, and their successors and assigns, of all conditions to which the permissions herein are granted.

Section 4:- That this ordinance shall be in effect from and after its adoption.

Attachments:

Exhibit A - Encroachment (5 pages)

Adopted by Council February 8, 2022
Effective February 8, 2022

TRUE COPY
TESTE:

RICHARD ALLAN BULL

BY:

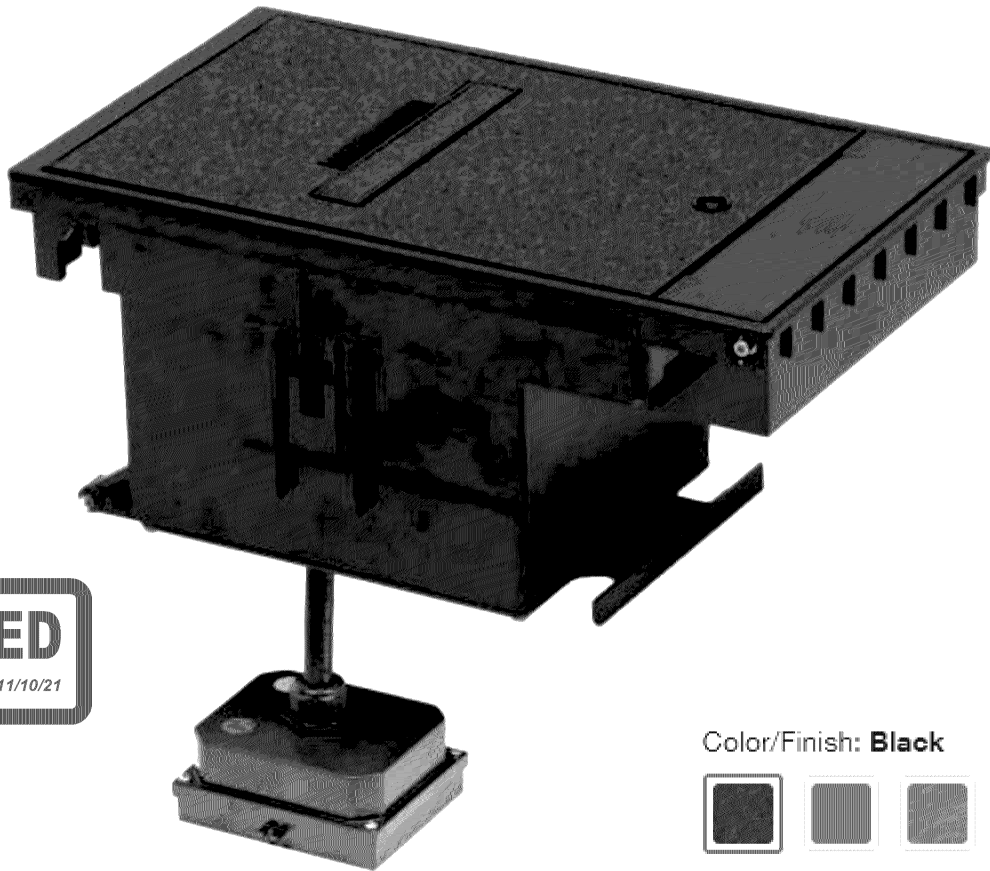
CHIEF DEPUTY CITY CLERK

D. Patrick and Catherine Kilduff, 537 Pembroke Ave.

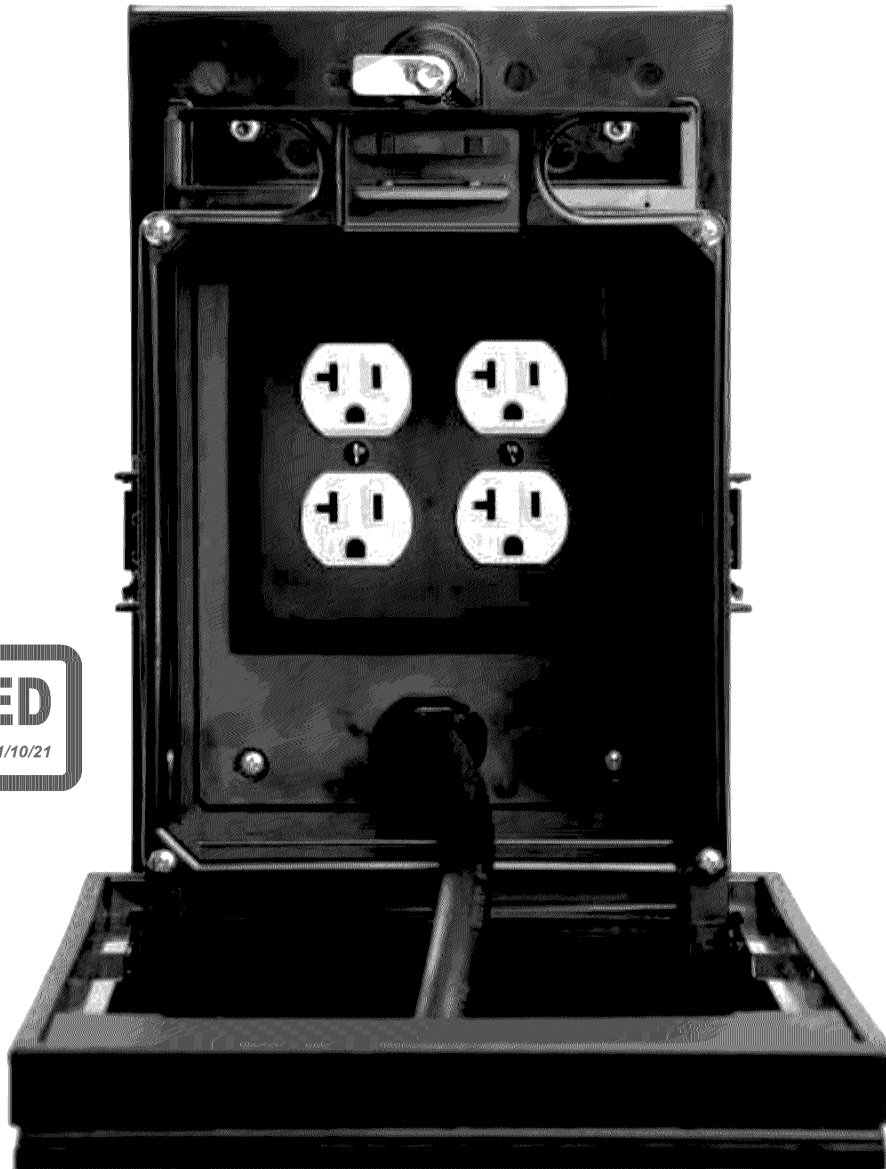


Photo of 537 Pembroke Ave., Norfolk, VA (house on the right). The white arrow pointing to the verge indicates placement of the outlet.

Wiremold 2-Gang Black Outdoor Ground Box Assembly, 20 Amp Duplex Receptacles



Wiremold 2-Gang Black Outdoor Ground Box Assembly, 20 Amp Duplex Receptacles

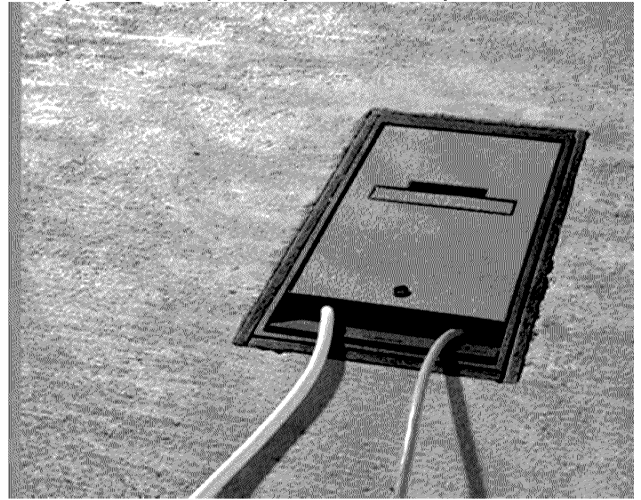


APPROVED

By Sophia Latz at 12:37 pm, 11/10/21

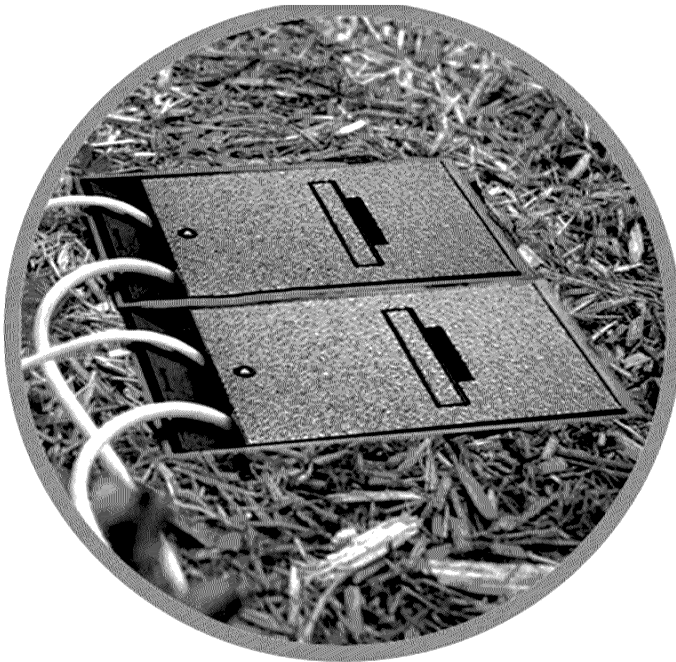
Wiremold 2-Gang Black Outdoor Ground Box Assembly, 20 Amp Duplex Receptacles FLUSH TO THE FINISHED GROUND.

The buried box can be made flush with any surface, grass, walkways (brick, pavers, concrete, etc). Reduces trip hazards and allows it to blend in with its surroundings. They also meet all specifications for ADA guidelines and compliance.



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By Sophia Latz at 12:37 pm, 11/10/21



MODULAR DESIGN.

Boxes are designed to interlock allowing endless number of boxes in the same location. Provides service separation, everything in one location, and easier installation. They also include a tamper-resistant lock to prevent unauthorized access.

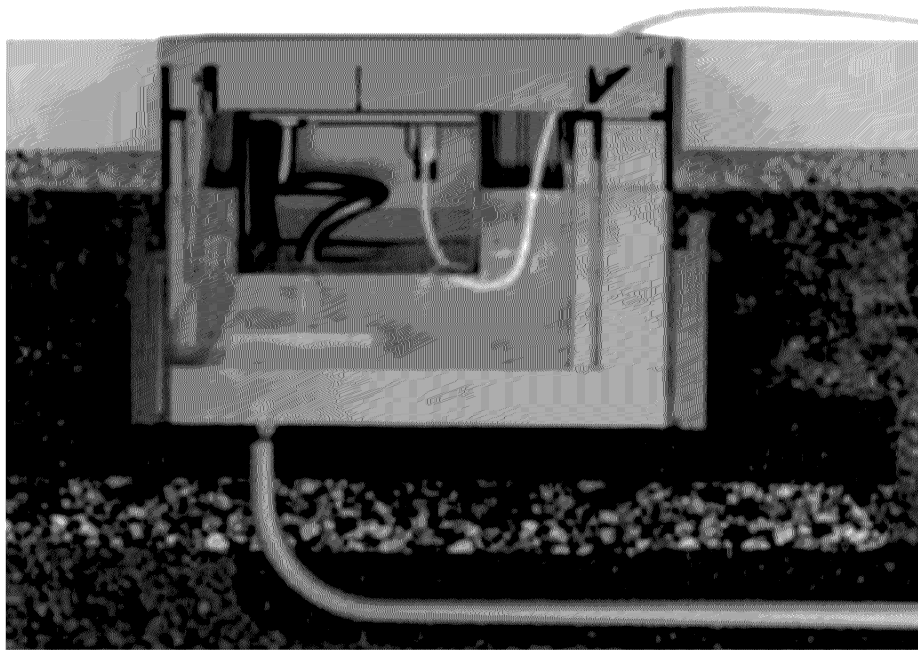
Wiremold 2-Gang Black Outdoor Ground Box Assembly, 20 Amp Duplex Receptacles

CLEVER DESIGN THAT WEATHERS THE ELEMENTS

The Outdoor Ground Box brings the convenience of safe, permanent power to any outdoor setting with a clean, seamlessly integrated design. It's built with UV-resistant material that can stand up to the harshest weather conditions. And its ANSI/SCTE 77 Tier 5 rating means it can withstand a 5,000 pound load, so groundskeeping tractors and mowers are no problem.

HIGHEST SAFETY RATINGS

Thanks to its diving bell-inspired design, it's the first UL-rated while in use in-ground box that provides permanent power and is always "on." It's also the first outdoor-rated ground box equipped with a NEMA 6P wiring enclosure and rated for wet locations.



Its NEMA 6P & IP68 Rated "diving bell" design traps and maintains an air pocket, keeping connection points safely away from wet weather.

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